

**IN THE SPECIFICATION:**

**Please add the following paragraph after the paragraph beginning at page 2, line 4:**

Accordingly, in a case that there is a telephone call from the outside during receiving a program of the Internet radio, for example, the function as an Internet radio receiver is disabled once, and the function as an IP telephone has to be activated instead of this. Meanwhile, there is a so-called pay radio program needing a charge for listening to the program of the Internet radio. Thus, when there is a telephone call during receiving the pay program, the reception of the program is interrupted, causing a problem of a waste of money.

**Please replace the paragraph beginning at page 2, line 15, with the following rewritten paragraph:**

Therefore, it is a primary object of the present invention to provide a novel contents reproducing apparatus with telephone function.

**Please replace the paragraph beginning at page 2, line 19, with the following rewritten paragraph:**

The present invention is a contents reproducing apparatus having a ~~telephone function~~ characterized in that the apparatus comprises an outputting means for outputting an incoming signal in response to an incoming from an opponent party, and a disabling means for disabling the outputting means during reproducing a pay content contents receiving function and a telephone

function, comprises: a call detecting means for detecting reception of a calling instruction of a telephone; a first determining means for determining whether or not a pay content is being received now when the call detecting means detects the reception of the calling instruction; a mode switching means for switching to a telephone mode when it is determined that the pay content is not being received by the first determining means; and a disabling means for disabling a mode switch of the mode switching means when it is determined that the pay content is being received by the first determining means.

**Please replace the following paragraph beginning at page 2, line 23, with the following rewritten paragraph:**

~~According to this~~ In the present invention, when there is an incoming from the opponent party, the ~~outputting means outputs the incoming signal~~ mode switching means switches to the telephone mode in response thereto. It is noted that ~~during reproducing the pay content, the outputting means~~ the mode switch by the mode switching means is disabled by the disabling means during receiving the pay content. That is, ~~even if there is the incoming from the opponent part, the incoming signal is not output during reproducing the pay content~~ during receiving the pay content, even if there is a telephone call from the opponent party, an incoming signal is not output.

**Please replace the paragraph beginning at page 3, line 3, with the following rewritten paragraph:**

In one embodiment of the present invention, when there is the incoming from the opponent party during ~~reproducing~~ receiving the pay content, a returning means returns a busy signal to the opponent party in response thereto.

**Please replace the paragraph beginning at page 3, line 6, with the following rewritten paragraph:**

In another embodiment of the present invention, when there is an incoming from the opponent party during ~~reproducing~~ receiving the pay content, a send-back means sends a record guide message back to the opponent party in response thereto. Then, telephone speech in response to the record guide message from the opponent party is recorded by a recording means.

**Please delete the paragraph beginning at page 3, line 14.**

**Please delete the paragraph beginning at page 3, line 18.**